

\*\*E-filed 5/31/07\*\*

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5  
 Attorneys for Defendants  
 6 SALESIAN SOCIETY (sued herein as  
 7 SALESIANS OF DON BOSCO,  
 dba CAMP ST. FRANCIS)

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA (SAN JOSE)

10  
 11 ROBIN MOREL, ) CASE NO. C07 01263 JF PVT  
 12 Plaintiff, )  
 13 vs. )  
 14 SALESIANS OF DON BOSCO, dba CAMP )  
 15 ST. FRANCIS, DOES 1-50; inclusive, )  
 16 Defendants. )  
 ) Complaint Filed: March 2, 2007  
 \_\_\_\_\_ )

17 WHEREAS defendant SALESIAN SOCIETY (sued herein as SALESIANS OF DON  
 18 BOSCO, dba CAMP ST. FRANCIS) has filed a motion to dismiss plaintiff ROBIN MOREL's  
 19 complaint pursuant to Federal Rule of Civil Procedure 12(b)(1) on the basis that this court lacks  
 20 subject matter jurisdiction because there is a lack of complete diversity of citizenship; and,

21  
 22 WHEREAS the motion to dismiss is scheduled to be heard by this court on July 20, 2007  
 23 and,

24  
 25 WHEREAS counsel for the parties have met and conferred and agree that the resolution  
 26 of this motion to dismiss for lack of subject matter jurisdiction should be decided before the  
 27 parties and the court invest time and expense in case management and/or alternate dispute  
 28 resolution ("ADR"); and,

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1  
2 THEREFORE, IT IS HEREBY STIPULATED, by and between the parties, through their  
3 attorneys, that the parties' case management and ADR obligations including the Initial Case  
4 Management Conference scheduled for June 8, 2007 as described in the Order Setting Initial  
5 Case Management and ADR Deadlines should be suspended pending resolution of defendants'  
6 motion to dismiss.

7  
8 Dated: May 23, 2007

SHEUERMAN, MARTINI & TABARI

9 By: /s/  
10 ALAN L. MARTINI  
Attorneys for Plaintiff

11 Dated: May 23, 2007

GORDON & REES LLP

12 By:/s/  
13 JACK B. MCCOWAN, JR.  
14 Attorneys for Defendant  
15 SALESIAN SOCIETY (sued herein as  
SALESIANS OF DON BOSCO, dba CAMP  
ST. FRANCIS)

16

**ORDER**

17 Good cause appearing therefore based on the above stipulation of the parties, IT IS  
18 HEREBY ORDERED that the parties are relieved of their obligations described in the Order  
19 Setting Initial Case Management and ADR Deadlines and that the Initial Case Management  
20 Conference scheduled for June 8, 2007 is suspended pending resolution of the defendant's  
21 motion to dismiss for lack of subject matter jurisdiction.

22 Further CMC is scheduled for Friday, Sept. 7, 2007 at 10:30 AM.

23  
24 Dated: 5/31, 2007

25 United States District Court Judge  
Jeremy Fogel